

A CERTIFIED TRUE COPY

ATTEST

By Jakeia Mells on Nov 02, 2009

FOR THE UNITED STATES
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

UNITED STATES
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

Oct 15, 2009

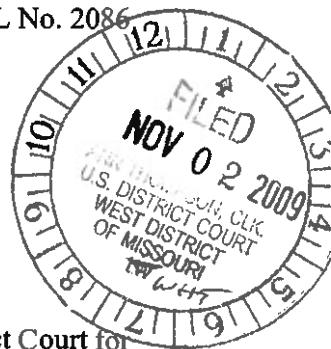
FILED
CLERK'S OFFICE

**IN RE: PRE-FILLED PROPANE TANK MARKETING
AND SALES PRACTICES LITIGATION**

MDL No. 2086

(SEE ATTACHED SCHEDULE)

CONDITIONAL TRANSFER ORDER (CTO-1)



On October 6, 2009, the Panel transferred four civil actions to the United States District Court for the Western District of Missouri for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. See F.Supp.2d. (J.P.M.L. 2009). With the consent of that court, all such actions have been assigned to the Honorable Gary A. Fenner.

It appears that the actions on this conditional transfer order involve questions of fact that are common to the actions previously transferred to the Western District of Missouri and assigned to Judge Fenner.

Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), these actions are transferred under 28 U.S.C. § 1407 to the Western District of Missouri for the reasons stated in the order of October 6, 2009, and, with the consent of that court, assigned to the Honorable Gary A. Fenner.

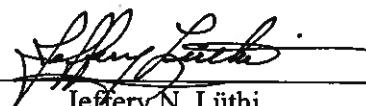
This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Western District of Missouri. The transmittal of this order to said Clerk shall be stayed 15 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 15-day period, the stay will be continued until further order of the Panel.

Inasmuch as no objection is
pending at this time, the
stay is lifted.

Nov 02, 2009

CLERK'S OFFICE
UNITED STATES
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

FOR THE PANEL:



Jeffery N. Lüthi
Clerk of the Panel

I HEREBY ATTEST AND CERTIFY ON _____
THAT THE FOREGOING DOCUMENT IS A FULL TRUE AND
CORRECT COPY OF THE ORIGINAL ON FILE IN MY OFFICE
AND IN MY LEGAL CUSTODY.

ANN THOMPSON
CLERK U.S. DISTRICT COURT
WESTERN DISTRICT OF MISSOURI

BY  DEPUTY

**IN RE: PRE-FILLED PROPANE TANK MARKETING
AND SALES PRACTICES LITIGATION**

MDL No. 2086

SCHEDULE CTO-1 - TAG-ALONG ACTIONS

DIST. DIV. C.A. # **CASE CAPTION**

CALIFORNIA CENTRAL

| | | | |
|-------|---------|--|---------|
| CAC 2 | 09-4649 | Brian Border, et al. v. Blue Rhino Corp., et al. | 09cv917 |
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CALIFORNIA NORTHERN

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|-------|---------|---|---------|
| CAN 3 | 09-3093 | Peter Yunis, et al. v. Ferrellgas, L.P., et al. | 09cv918 |
|-------|---------|---|---------|

CALIFORNIA SOUTHERN

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|-------|---------|--|---------|
| CAS 3 | 09-1871 | Gary Kashefska v. AmeriGas Propane, Inc., et al. | 09cv919 |
|-------|---------|--|---------|

FLORIDA MIDDLE

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|-------|---------|---|---------|
| FLM 8 | 09-1374 | Michael D'Aloia, et al. v. AmeriGas Propane, Inc., et al. | 09cv920 |
|-------|---------|---|---------|

ILLINOIS NORTHERN

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|-------|---------|--|---------|
| ILN 1 | 09-5682 | Dennis Carroll, et al. v. AmeriGas Propane, Inc., et al. | 09cv922 |
|-------|---------|--|---------|

KANSAS

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|------|---------|---|---------|
| KS 2 | 09-2410 | Laora Fishman v. Ferrellgas, Inc., et al. | 09cv923 |
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| KS 2 | 09-2412 | J. Allen Downs, et al. v. Ferrellgas Partners, L.P., et al. | 09cv924 |
|------|---------|---|---------|

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|------|---------|--|---------|
| KS 2 | 09-2436 | Daniel D. Scholtec, et al. v. AmeriGas Propane, Inc., et al. | 09cv925 |
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| KS 2 | 09-2442 | Brett Steven Powell, et al. v. AmeriGas Propane, Inc., et al. | 09cv926 |
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KENTUCKY WESTERN

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|-------|--------|--|---------|
| KYW 3 | 09-756 | Jason Brownstein, et al. v. AmeriGas Propane, L.P., et al. | 09cv927 |
|-------|--------|--|---------|

MINNESOTA

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|------|---------|--|---------|
| MN 0 | 09-2407 | Mark Rodgers v. Ferrellgas, L.P., et al. | 09cv928 |
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PENNSYLVANIA EASTERN

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|-------|---------|--|---------|
| PAE 2 | 09-3118 | Bruce McIntyre v. AmeriGas Propane, Inc., et al. | 09cv929 |
|-------|---------|--|---------|